

Message

From: Wayne Miller [miller.wayne@azdeq.gov]
Sent: 6/9/2020 9:19:48 PM
To: Fairbanks, Brianna [Fairbanks.Brianna@epa.gov]
CC: D'Almeida, Carolyn [dAlmeida.Carolyn@epa.gov]; Butler, Thomas [Butler.Thomas@epa.gov]; Ravenborg, Daron [Ravenborg.Daron@epa.gov]; Lesch, Sandra [Lesch.Sandra@epa.gov]
Subject: 2020-6-9- WAFB ST012 -Thanks - No EPA potential attorney-client privilege -emails

Thank you.

Wayne Miller

Project Manager,

Federal Projects Unit,

Remedial Projects Section,

Waste Programs Division
Ph: 602-771-4121



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On Tue, Jun 9, 2020 at 1:14 PM Fairbanks, Brianna <Fairbanks.Brianna@epa.gov> wrote:

We are not claiming any attorney-client privilege, as we don't have a client relationship with AZDEQ and have not signed a common interest or joint prosecution agreement.

Brianna Fairbanks

Attorney/Advisor

EPA Region 9

75 Hawthorne Street

San Francisco, CA 94105

(415) 972-3907

From: Wayne Miller <miller.wayne@azdeq.gov>

Sent: Tuesday, June 09, 2020 12:24 PM

To: D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov>; Fairbanks, Brianna <Fairbanks.Brianna@epa.gov>; Butler, Thomas <Butler.Thomas@epa.gov>; Ravenborg, Daron <Ravenborg.Daron@epa.gov>; Lesch, Sandra <Lesch.Sandra@epa.gov>

Subject: 2020-6-9– WAFB ST012 -request EPA assess potential attorney-client privilege -emails with EPA butler & fairbanks

Can EPA please skim the email title screen shots (attached document), and assess if any emails could be potentially attorney-client privileged? The emails all contain a Thomas Butler or Brianna Fairbanks name reference.

Most are unlikely to be attorney-client privileged, but just happen to have Thomas Butler and Brianna Fairbanks in the distribution list.

If you wish a detailed reading, please provide me with a method to copy the actual emails to your attention.

ADEQ is responding to a record file request submitted by the Patrick Townsend litigation firm. **Can you please respond by Wednesday, June 10, 2020?**

ADEQ will release the ST012, files dated 2016, 2017, & 2018 to the Patrick Townsend firm on Thursday, June 11, 2020.

Thank you.

Wayne Miller

Project Manager,

Federal Projects Unit,

Remedial Projects Section,

Waste Programs Division
Ph: 602-771-4121


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----- Forwarded message -----

From: **Wayne Miller** <miller.wayne@azdeg.gov>

Date: Thu, May 28, 2020 at 2:47 PM

Subject: 2020-5-28- WAFB ST012 -request EPA assess potential attorney-client privilege -emails with EPA butler & fairbanks

To: D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov>

Cc: Fairbanks, Brianna <Fairbanks.Brianna@epa.gov>, Butler, Thomas <Butler.Thomas@epa.gov>, Ravenborg, Daron <Ravenborg.Daron@epa.gov>, Lesch, Sandra <Lesch.Sandra@epa.gov>

Can EPA please skim the email title screen shots (attached document), and assess if any emails could be potentially attorney-client privileged? The emails all contain a Thomas Butler or Brianna Fairbanks reference. Most are unlikely to be attorney-client privileged, but just happen to have Thomas Butler and Brianna Fairbanks in the distribution list. If you wish a detailed reading, please provide me with a method to copy the actual emails to your attention.

ADEQ is responding to a record file request submitted by the Patrick Townsend litigation firm. Can you please respond by Thursday, June 4, 2020. ADEQ will release the ST012, 2016-2018 files to the Patrick Townsend firm by Friday, June 5, 2020.

Thank you.

Wayne Miller

Project Manager,

Federal Projects Unit,

Remedial Projects Section,

Waste Programs Division
Ph: 602-771-4121


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On Wed, May 27, 2020 at 8:31 AM D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov> wrote:

Thanks Wayne.

EPA's attorney contacts for the Williams FOIA are cced above. Brianna Fairbanks and Thomas Butler are current and former site attorneys for Williams; Daron Ravenborg and Sandra Lesch are lead for the FOIA response.

From: Wayne Miller [<mailto:miller.wayne@azdeq.gov>]

Sent: Wednesday, May 27, 2020 8:19 AM

To: D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov>; catherine.jerrard@us.af.mil

Subject: 2020-5-27 - WAFB -FYI -ADEQ AGO attorney Rick Zeise -ST012 record file review request - PTownsend firm

FYI - ADEQ's Attorney assigned to assist with WAFB is Rick Zeise with the Arizona Attorney General Office (AGO). Rick took over from Anthony (Tony) Young in 2017.

Thanks.

Wayne Miller

Project Manager,

Federal Projects Unit,

Remedial Projects Section,

Waste Programs Division
Ph: 602-771-4121

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On Wed, May 27, 2020 at 8:06 AM D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov> wrote:

Who is your attorney working on this?

Carolyn d'Almeida

Remedial Project Manager

Federal Facilities Branch (SFD 8-1)

US EPA Region 9 Laboratory

1337 South 46th Street, Building 201

Richmond, CA 94804

(415) 972-3150

"We can evade reality, but we cannot evade the consequences of evading reality." - Ayn Rand

From: Wayne Miller [<mailto:miller.wayne@azdeq.gov>]

Sent: Tuesday, May 26, 2020 10:38 PM

To: D'Almeida, Carolyn <dAlmeida.Carolyn@epa.gov>; catherine.jerrard@us.af.mil

Subject: 2020-5-26 - WAFB -attorney search -ST012 record file review request -PTownsend firm

Can you please let me know if USAF or US EPA have any concerns about attorney privileged info associated with ST012 activities from 2010-2020? ADEQ is gathering items to respond to the Patrick Townsend litigation firm record file request. If there is a concern that communications to

ADEQ hold any attorney client privileged info, please let me know counsel names and keywords that ADEQ should run through as a file search.

ADEQ expects to respond by June 1, 2020.

Thank you.

Wayne Miller

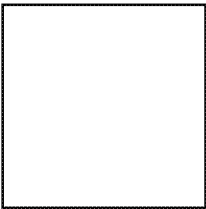
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